

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/735,547
Confirmation No.: 4606
First-Named Inventor: Damon S. Arney
Filing Date: December 12, 2003
Group Art Unit: 3632
Examiner: Todd Michael Epps
Attorney Docket No.: 009148-000003
Title: METHOD AND APPARATUS FOR DISPLAYING A WINE CORK

REQUEST FOR REFUND UNDER 37 CFR 1.26

MAIL STOP 16

Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby requests a refund of a \$465.00 payment erroneously made. The payment was made by mistake when an extension of time was erroneously requested when no extension of time was necessary or available. The payment was made by a charge to American Express Credit Card Number 3782-966669-91029. The facts relating to the erroneous payment are provided below.

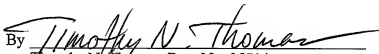
On January 11, 2008 Applicant filed a continuation application that claimed priority from the application identified above. At the same time applicant also filed a Request for a 3 month Extension of Time in the parent case, believing that such an extension was necessary to ensure the copendency of the applications. A payment of \$465.00 accompanied the Request for an Extension of Time.

Applicant later discovered that the Extension of Time was not necessary because no Office Action was pending in the parent case at the time the Request was filed. Thus, there was no "time for response" to extend. Accordingly, the requested extension of time was not granted.

Applicant hereby request a refund of the payment erroneously made. The refund of \$465.00 should be made to American Express Credit Card Number 3782-966669-91029 in the name of T N Thomas of 111 Monument Circle, Indianapolis IN 46204, or to Deposit Account No. 233030.

A copy of the monthly statement in which this charge appears accompanies this request.

Respectfully submitted,

By 
Timothy N. Thomas, Reg. No. 35714
Woodard, Emhardt, Moriarty, McNett & Henry LLP
111 Monument Circle, Suite 3700
Indianapolis, Indiana 46204-5137
(317) 634-3456



Prepared For
BRIAN WILLIAMS
WOODARD, EMHARDT

Account Number
XXXX-XXXXX9-91003

Closing Date
01/29/08

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Activity Continued

3782-966669-91029

Card Number XXXX-XXXXX9-91029	Reference Code	Amount \$
11/02/08 USPTO 000000001 ALEXANDRIA VA REF# 99999998004 5712726500 01/02/08 REFER TO RECEIPT ROC NUMBER 9999999800413120	99999998004	635.00 ✓
11/08/08 USPTO 000000001 ALEXANDRIA VA REF# 99999998009 5712726500 01/08/08 REFER TO RECEIPT ROC NUMBER 9999999800913758	99999998009	1,180.00 ✓
11/11/08 USPTO 000000001 ALEXANDRIA VA REF# 99999998012 5712726500 01/11/08 REFER TO RECEIPT ROC NUMBER 9999999801214142	99999998012	465.00 ✓
11/11/08 USPTO 000000001 ALEXANDRIA VA REF# 99999998012 5712726500 01/11/08 REFER TO RECEIPT ROC NUMBER 9999999801214142	99999998012	220.00 ✓
11/11/08 USPTO 000000001 ALEXANDRIA VA REF# 99999998012 5712726500 01/11/08 REFER TO RECEIPT ROC NUMBER 9999999801214142	99999998012	220.00 ✓
11/14/08 USPTO 000000001 ALEXANDRIA VA REF# 99999998015 5712726500 01/14/08 REFER TO RECEIPT ROC NUMBER 9999999801514528	99999998015	40.00 ✓
11/18/08 USPTO 000000001 ALEXANDRIA VA REF# 99999998023 5712726500 01/18/08 GENERAL MERCHANDISE DOCKET NUMBER: 4360-19 NAME/NUMBER: 77375492 ROC NUMBER 9999999802315529	99999998023	325.00 ✓
11/18/08 USPTO 000000001 ALEXANDRIA VA REF# 99999998023 5712726500 01/18/08 GENERAL MERCHANDISE DOCKET NUMBER: 4360-20 NAME/NUMBER: 77375500 ROC NUMBER 9999999802315529	99999998023	325.00 ✓
Total for T N THOMAS -CMC	New Charges/Other Debits Payments/Other Credits	3,410.00 0.00